

AN ACT

relating to immunization against human papillomavirus.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 38.001, Education Code, is amended by amending Subsection (b) and adding Subsection (b-1) to read as follows:

(b) Subject to Subsections (b-1) and [Subsection] (c), the executive commissioner of the Health and Human Services Commission [~~Texas Board of Health~~] may modify or delete any of the immunizations in Subsection (a) or may require immunizations against additional diseases as a requirement for admission to any elementary or secondary school.

(b-1) Immunization against human papillomavirus is not required for a person's admission to any elementary or secondary school; however, by using existing resources, the Health and Human Services Commission shall provide educational material about the human papillomavirus vaccine that is unbiased, medically and scientifically accurate, and peer reviewed, available to parents or legal guardians at the appropriate time in the immunization schedule by the appropriate school. This subsection preempts any contrary executive order issued by the governor. This subsection expires January 11, 2011.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as

H.B. No. 1098

1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2007.

President of the Senate

Speaker of the House

I certify that H.B. No. 1098 was passed by the House on March 14, 2007, by the following vote: Yeas 118, Nays 23, 1 present not voting; and that the House concurred in Senate amendments to H.B. No. 1098 on April 25, 2007, by the following vote: Yeas 135, Nays 2, 1 present not voting.

Chief Clerk of the House

I certify that H.B. No. 1098 was passed by the Senate, with amendments, on April 23, 2007, by the following vote: Yeas 30, Nays 1.

Secretary of the Senate

APPROVED: _____

Date

Governor